



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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TREVOR OZAWA

ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
21ST SESSION
WEDNESDAY, APRIL 25, 2018
10 A.M.

SPEAKER REGISTRATION

Persons wishing to testify are requested to register by 10 a.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3826 your name, phone number and subject matter;
- c. By filling out the registration form in person; or
- d. By calling 768-3814.

Persons who have not registered to testify by 10 a.m. will be given an opportunity to speak on an item following oral testimonies of the registered speakers.

Each speaker shall not have anyone else read their statement and is limited to:

- a. three-minute presentation on Public Hearing, New Business and Sunshined items;
- b. one-minute presentation on all other items.

WRITTEN TESTIMONY

Written testimony may be faxed to 768-3826 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting.

If submitted, written testimonies, including the testifier's address, e-mail address and phone number, may be posted by the City Clerk and available to the public on the City's DocuShare Website.

The Council will recess from 12:30 p.m. to 1:30 p.m.

* * * * *

Accommodations are available upon request to persons with disabilities, please call 768-3814 or send an email to jyamane1@honolulu.gov at least three working days prior to the meeting.

The Meeting is viewable by: (1) internet live streaming through http://olelo.granicus.com/MediaPlayer.php?publish_id=92; (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting, viewable at <http://www.honolulucitycouncil.tv/>. Copies of older meeting videos may be requested by calling the City Clerk's Office at 768-5822, charges may apply.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS
Wednesday, April 25, 2018

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 20th Session

ORDER OF BUSINESS
Wednesday, April 25, 2018

ORDER OF THE DAY

**REPORT OF INVESTIGATION ON MATTERS RELATING TO THE FEDERAL TRANSIT
ADMINISTRATION'S REVIEW AND APPROVAL OF THE SEPTEMBER 15, 2017
RECOVERY PLAN.**

CC-105

From Councilmembers Ron Menor, Ikaika Anderson and Brandon Elefante, submitting a revised Report pursuant to Resolution 18-38 establishing a permitted interaction group of councilmembers to meet with federal officials to discuss the Federal Transit Administration's review and approval of the City's September 15, 2017 Recovery Plan, correcting the general excise tax surcharge percentage to 0.5 percent.

ORDER OF BUSINESS
Wednesday, April 25, 2018

ENTER INTO THE COUNCIL JOURNAL

MM-38 From Mayor Kirk Caldwell, returning vetoed
Bill 89 (2017), CD1, relating to traffic.

ORDER OF BUSINESS
Wednesday, April 25, 2018

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

Pursuant to Council Rule 12A and the Hawaii Revised Statutes Section 92-4 and Section 92-5(a)(4), the Council will resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues on the following matters pertaining to the Council's powers, duties, privileges, immunities and/or liabilities, and may resolve itself into a Committee of the Whole to consult with its attorneys on other claims and matters pertaining to the Council's powers, duties, privileges, immunities and/or liabilities:

- A. Request for authorization to settle a case against the City and County of Honolulu entitled Jonah K. Kaahu and Donna Liaka Marie Kaahu, Husband and Wife v. City and County of Honolulu, et al.; Civil No. CV14-00266 HG/RLP.
- B. Request for authorization to settle a case against the City and County of Honolulu entitled Grand View Apt., Inc. v. City and County of Honolulu; et al., Civil No. 15-1-2102-10 KTN.
- C. Request for authorization to settle a case against the City and County of Honolulu entitled Haibo Peng v. City and County of Honolulu, Jeremy Newman, et al., Civil No. 15-1-0397-03 KKH.
- D. Resolution 18-89

To request additional funds for Contract No. SC-COR-1700106 to continue the services of Chung & Ikehara, ALC, as Special Deputy Corporation Counsel to represent Chief Louis M. Kealoha in a legal action entitled Jonah K. Kaahu and Donna Liaka Marie Kaahu, Husband and Wife v. City and County of Honolulu, et al.; Civil No. CV14-00266 HG/RLP.

RECESS/RECONVENE

PUBLIC HEARING/RESOLUTIONS

BUDGET

CR-128

Resolution 18-62

Determining the Real Property Tax Rates for the City and County of Honolulu for the Fiscal Year July 1, 2018 to June 30, 2019

ADOPT THE COMMITTEE REPORT AND REFER THE RESOLUTION TO THE COMMITTEE ON BUDGET

		Tax Rate Per \$1,000
<u>Class</u>		<u>Net Taxable Real Property</u>
(A)	Residential	\$ 3.50
(B)	Hotel and resort	12.90
(C)	Commercial	12.40
(D)	Industrial	12.40
(E)	Agricultural	5.70
(F)	Preservation	5.70
(G)	Public service	0.00
(H)	Vacant agricultural	8.50
(I)	Residential A	
	Tier 1:	4.50
	Tier 2:	9.00

The foregoing schedule of rates is for consideration at the public hearing. The final tax rates may be higher or lower than the rates reflected above.

Advance notice if given that the Council may adopt the Resolution fixing the real property rates for the Fiscal Year July 1, 2018 to June 30, 2019 at a meeting to be held on Wednesday, June 6, 2018, in the Council Chamber, Honolulu Hale.

ORDER OF BUSINESS
Wednesday, April 25, 2018

PUBLIC HEARING/SECOND READING

BUDGET

CR-120

Bill 14, CD1

Relating to the Legislative Budget for the Fiscal Year July 1, 2018 to June 30, 2019

PASS SECOND READING, AS AMENDED

CR-121

Bill 15, CD1

Relating to the Executive Operating Budget and Program for the Fiscal Year July 1, 2018 to June 30, 2019.

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET (Cont'd.)

CR-122

Bill 16, CD1

Relating to the Executive Capital Budget and Program for the Fiscal Year July 1, 2018 to June 30, 2019.

PASS SECOND READING, AS AMENDED

CR-123

Bill 17

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated in the Capital Budget Ordinance of said City and County for the Fiscal Year ending June 30, 2019, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET (Cont'd.)

CR-124

Bill 18

Relating to fees for certain permits and services administered by the Department of Planning and Permitting. (Amending the fees or fee schedules contained in Chapters 18, 21, and 22, Revised Ordinances of Honolulu 1990, as amended, with the intent to recover a greater share of the costs related to the processing and administering of building permits, nonconforming use certificates, subdivision applications, including various technical and non-substantive amendments.)

PASS SECOND READING

CR-125

Bill 21, CD1

Relating to the Honolulu Authority for Rapid Transportation Operating Budget for the Fiscal Year July 1, 2018 to June 30, 2019.

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET (Cont'd.)

CR-126

Bill 22, CD1

Relating to the Honolulu Authority for Rapid Transportation Capital Budget for the Fiscal Year July 1, 2018 to June 30, 2019.

PASS SECOND READING, AS AMENDED

CR-127

Bill 23

Authorizing the issuance and sale of general Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated for the Honolulu Authority for Rapid Transportation Capital Budget Projects in the Honolulu Authority for Rapid Transportation Capital Budget and Program Ordinance for the Fiscal Year ending June 30, 2019, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the Transit Improvement Bond Fund.

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET (Cont'd.)

CR-134

Bill 78 (2017), CD1

Relating to rail transit. (Addressing the operations and maintenance of the locally preferred alternative for the Honolulu High-Capacity Transit Corridor Project, also known as the Honolulu Rail Project, and making conforming amendments to the transit fund.)

PASS SECOND READING, AS AMENDED

CR-138

Bill 9

Relating to the Transit Construction Mitigation Fund. (Establishing additional requirements for the Transit Construction Mitigation Fund.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET (Cont'd.)

CR-139

Bill 11

Relating to real property taxation. (Changing the assessment method for certain high valued properties.)

PASS SECOND READING

CR-140

Bill 12

Relating to damage to public property. [Amending Article 25 ("Damage to Public Property") of ROH Chapter 41 regarding damage to public property and updating the definition of the Director of Finance.]

PASS SECOND READING

CR-141

Bill 31

Relating to funds. (Removing certain accounts from the Solid Waste Special Fund, addressing certain deposits into and expenditures from the Solid Waste Special Fund, and creating a new Glass Incentive Fund.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, April 25, 2018

ZONING AND HOUSING

CR-149

Bill 13

Relating to Planned Development-Resort and Planned Development-Apartment projects. [Amending certain provisions of the Land Use Ordinance relating to the applicability of Planned Development-Resort ("PD-R") and Planned Development-Apartment ("PD-A") projects.] (Deadline: 5/28/18 + 120 days)

PASS SECOND READING

TRANSPORTATION

CR-152

Bill 27

Relating to pedestrian safety. (Requiring the City to conduct periodic studies of all traffic crashes involving a pedestrian fatality or serious injury in order to improve pedestrian safety by implementing strategies including, but not limited to, installing engineering improvements such as leading pedestrian intervals.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, April 25, 2018

THIRD READING

BUDGET

CR-135

Bill 109 (2017), CD1

Relating to fees for use of municipal golf courses. (Increasing golf fees.)

PASS THIRD READING

CR-136

Bill 1

Relating to real property tax relief. (Providing real property tax relief for certain properties that are used as low-income rental housing.)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET (Cont'd.)

CR-137

Bill 6

Relating to public nuisances. (Regulating nuisances on public sidewalks.)

PASS THIRD READING

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

CR-129

Bill 69 (2017), FD1, CD2

Relating to fire safety. (Requiring existing high-rise residential buildings to retrofit when necessary to comply with specified fire safety standards.)

PASS THIRD READING, AS AMENDED

Bill 69 (2017), FD1, CD2, Proposed FD2
(Submitted by Councilmember Fukunaga)

ORDER OF BUSINESS
Wednesday, April 25, 2018

PUBLIC HEALTH, SAFETY AND WELFARE

CR-155

Bill 7

Relating to the Traffic Code and public safety. (Prohibiting motor vehicle drifting and drift racing on public roadways in the City and County of Honolulu.)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, April 25, 2018

FIRST READING

Bill 30

(Zoning and Housing)

Relating to the acquisition of real property for City facilities and purposes. (Increasing the City and County of Honolulu's inventory of land that can be used for City facilities and purposes through the implementation of a review process that considers whether to acquire the remaining portion(s) of real property being partially condemned by the Honolulu Authority for Rapid Transportation along the route of the Honolulu High-Capacity Transit Corridor Project.

PASS FIRST READING

Bill 32

(Transportation)

Relating to bicycle parking. (Regulating bicycle parking.)

PASS FIRST READING

Bill 33

(Zoning and Housing)

Relating to the Building Code. (Addressing enforcement provisions for buildings and structures erected, constructed, enlarged, altered, repaired, moved, improved, removed, or converted without the necessary permits.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, April 25, 2018

RESOLUTIONS

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-130

Resolution 18-67, CD1

Urging the City Administration to construct a world-class beach/sand volleyball facility that includes indoor and outdoor beach/sand volleyball courts near the entrance to the Ala Wai Golf Course.

FOR ADOPTION, AS AMENDED

CR-131

Resolution 18-73

Urging the City Administration to facilitate the development of a motor vehicle racetrack or raceway park on Oahu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 25, 2018

PARKS, COMMUNITY AND CUSTOMER SERVICES (Cont'd.)

CR-132

Resolution 18-79

Requesting that the City Administration work with Project Vision Hawaii to provide resources to support Project Vision Hawaii's mobile hygiene trailer.

FOR ADOPTION

PLANNING

CR-133

Resolution 18-46

Urging the City Administration to retain a planning consultant to assist the City in performing a comprehensive evaluation of transportation infrastructure equity in the City, with emphasis on the emerging transit-oriented development special districts.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET

CR-143

Resolution 18-49, CD1

Accepting a gift to the City from Asagi Hatchery, Inc.

FOR ADOPTION, AS AMENDED

CR-144

Resolution 18-57, CD1

Accepting a gift to the City and County of Honolulu from the City of Jacksonville Office of the Council Auditor to pay for the cost of one peer review team member to travel from Honolulu to conduct a peer review.

FOR ADOPTION, AS AMENDED

CR-145

Resolution 18-58, CD1

Accepting a gift to the City from the Association of Local Government Auditors.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET (Cont'd.)

CR-147

Resolution 18-81

Accepting gifts to the City from the Association of Government Accountants and the Association of Government Accountants' Hawaii Chapter.

FOR ADOPTION

CR-142

Resolution 18-45, CD1

Approving the City and County of Honolulu's Twenty-Fourth (24th) Year Action Plan for Community Development Block Grant, HOME Investment Partnerships, Housing Trust Fund, Emergency Solutions Grants and Housing Opportunities for Persons with Aids program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 25, 2018

BUDGET (Cont'd.)

CR-146

Resolution 18-66

Relating to the transfer of funds. (Department of Budget and Fiscal Services)

FOR ADOPTION

ZONING AND HOUSING

CR-150

Resolution 18-77

Requesting the City Administration to consider changes to the Building Code to help incentivize the construction of affordable housing in apartment zones, increase affordable housing, and reduce the proliferation of monster homes.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 25, 2018

ZONING AND HOUSING (Cont'd.)

CR-151

Resolution 18-78, CD1

Proposing amendments to Chapter 21, Revised Ordinances of Honolulu 1990 (The Land Use Ordinance), relating to development in the Apartment, Apartment Mixed Use, and Business Mixed Use Districts to increase the supply of affordable rental housing in low-rise multifamily dwellings, and reduce the proliferation of monster homes.

FOR ADOPTION, AS AMENDED

TRANSPORTATION

CR-153

Resolution 18-63

Urging the City Administration to implement the transition to an all zero-emission electric bus system, vehicle motor pool, and automotive fleet.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 25, 2018

TRANSPORTATION (Cont'd.)

CR-154

Resolution 18-80

Authorizing the Director of Transportation Services or the Director's designee to accept and expend, Safe Routes to School (SRTS) Special Fund, authorized by Chapter 19-109, Hawaii Administrative Rules (HAR) administered by the State of Hawaii, Department of Transportation (State) for a County Level SRTS Program in the City and County of Honolulu.

FOR ADOPTION

PUBLIC HEALTH, SAFETY AND WELFARE

CR-156

Resolution 18-44, CD1

Accepting a gift to the City from Olukai.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 25, 2018

PUBLIC HEALTH, SAFETY AND WELFARE (Cont'd.)

CR-157

Resolution 18-83

Accepting a gift to the City from the Honolulu Police Community Foundation.

FOR ADOPTION

CR-158

Resolution 18-84

Accepting a gift to the City from the Honolulu Police Community Foundation.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 25, 2018

BALANCE OF COMMITTEE REPORTS

BCR-148

Real property tax compromise to \$300 for the second half of tax year 2017-2018, which represents the real property taxes due on the property located at 888 Iwilei Road, identified by Tax Map Key 1-5-007-002-0002. (D-145)

FOR ADOPTION

UNFINISHED BUSINESS

NEW BUSINESS

Resolution 18-51

Approving a lease agreement between the City and the State of Hawaii for the Makiki Community Library Building.

FOR ACTION

ORDER OF BUSINESS
Wednesday, April 25, 2018

Resolution 18-76

Requesting that the Mayor proclaim the City and County of Honolulu as a Purple Heart City in honor of the service and sacrifice of our nation's uniformed armed services personnel who were wounded or killed while protecting our freedom.

FOR ACTION

Resolution 18-90

Recommending appointees to the Hawaii Community Development Authority.

FOR ACTION

Resolution 18-34

Approving a non-exclusive license agreement with Mobilitie, LLC, to install small cell telecommunications facilities on City-owned street lights within the City's Rights-of-Way.

FOR ACTION

ORDER OF BUSINESS
Wednesday, April 25, 2018

EXECUTIVE SESSION ITEMS

CR-160

Authorization to settle a case against the City and County of Honolulu entitled Jonah K. Kaahu and Donna Liaka Marie Kaahu, Husband and Wife v. City and County of Honolulu, et al.; Civil No. CV14-00266 HG/RLP.

FOR ADOPTION

(Note: Subject to the recommendation of the Committee of the Whole.)

CR-161

Authorization to settle a case against the City and County of Honolulu entitled Grand View Apt., Inc. v. City and County of Honolulu; et al., Civil No. 15-1-2102-10 KTN.

FOR ADOPTION

(Note: Subject to the recommendation of the Committee of the Whole.)

CR-162

Authorization to settle a case against the City and County of Honolulu entitled Haibo Peng v. City and County of Honolulu, Jeremy Newman, et al., Civil No. 15-1-0397-03 KKH.

FOR ADOPTION

(Note: Subject to the recommendation of the Committee of the Whole.)

ORDER OF BUSINESS
Wednesday, April 25, 2018

CR-159

Resolution 18-89

To request additional funds for the Contract No. SC-COR-1700106 to continue the services of Chung & Ikehara, ALC, as Special Deputy Corporation Counsel to represent Chief Louis M. Kealoha in a legal action entitled Jonah K. Kaahu and Donna Liaka Marie Kaahu, Husband and Wife v. City and County of Honolulu, et al.; Civil No. CV14-00266 HG/RLP.

FOR ADOPTION

(Note: Subject to the recommendation of the Committee of the Whole.)

ANNOUNCEMENTS

ADJOURNMENT